



Eric Gonzalez
District Attorney

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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: ERIC PENA

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

DURING A DEPARTMENT INVESTIGATION DATING TO MARCH 14, 2007, INTO MISSING PRISONER PROPERTY, THE DEPARTMENT SUBSTANTIATED AN "OTHER MISCONDUCT NOTED" FINDING AS TO MOS PENA, WITH THE MATTER CLOSED ON JULY 30, 2008.

Disclosure # 2:

AFTER A DEPARTMENT INVESTIGATION DATING TO MAY 15, 2007, THE DEPARTMENT SUBSTANTIATED THE FOLLOWING FINDING AGAINST MOS PENA:

DEPARTMENT RULES VIOLATION - OTHER DEPARTMENT RULES

THE MATTER WAS CLOSED ON MAY 31, 2009.

Disclosure # 3:

MOS PENA IS A NAMED DEFENDANT IN THE CIVIL ACTION DANIEL GONZALEZ-VEGA V. CITY OF NY, ET AL 10060-12, FILED IN RICHMOND COUNTY SUPREME COURT.

Disclosure # 4:

FOLLOWING A DEPARTMENT INVESTIGATION IN 2011, THE DEPARTMENT SUBSTANTIATED THE FOLLOWING ALLEGATION AGAINST MOS PENA:

MEMOBOOK INCOMPLETE

THE MATTER WAS CONCLUDED ON MARCH 5, 2012. MOS PENA RECEIVED A SCHEDULE 'B' COMMAND DISCIPLINE.

Disclosure #5 (PENDING):

A DEPARTMENT INVESTIGATION DATED JANUARY 13, 2020, IS PENDING AGAINST MOS PENA INTO THE FOLLOWING ALLEGATION:

OFF DUTY INCIDENT (NOT DOMESTIC) - TRAFFIC - REMAIN AT SCENE OF ACCIDENT

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure #6

CCRB Case: 200706137

Report Date: 05/03/2007

[REDACTED]
[REDACTED]
[REDACTED]

Disclosure #7

CCRB Case 201003388

Report Date: 03/14/2010

[REDACTED]
[REDACTED]
[REDACTED]

Disclosure #8

CCRB Case 201109074

Report Date: 07/13/2011

Incident Date: 07/13/2011

CCRB Substantiated Allegations:

1. Abuse - Frisk
2. Abuse - Search (of person)

NYPD Disposition: #1 and #2: No Disciplinary Action-SOL No penalty

OTHER MISCONDUCT NOTED - Failure to prepare a memo book entry (No CCRB Jurisdiction)

OMN- Other Misconduct

Disclosure # 9:

CCRB Case: 201201581

Report Date: 02/04/2012

[REDACTED]
[REDACTED]
[REDACTED]

Eric Gonzalez
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Kings County